

PATENT
Atty. Dkt. No. 2002-0447

REMARKS

In view of the following discussion, the Applicants submit that none of the claims now pending in the application are unpatentable under the provisions of 35 U.S.C. § 103. Thus, the Applicants believe that all of these claims are now in allowable form.

I. REJECTION OF CLAIM 2 UNDER 35 U.S.C. § 112

The Examiner rejected claim 2 under 35 U.S.C. § 112, second paragraph, as being indefinite. In response, the Applicants herein amended the limitations of claim 2 in the re-written independent claims 4, 5 and 7. Specifically, the phrase "whether" was deleted and the limitation is amended to recite "indicating [[whether or not]] that the word or tag is present or not present at that position." As such, the Applicants respectfully submit that all of the requirements of 35 U.S.C. § 112 are satisfied and the rejection be withdrawn.

II. REJECTION OF CLAIMS 1-3, 8-9, 11-13, 16-17 AND 20 UNDER 35 U.S.C. § 103

The Examiner rejected claims 1-3, 8-9, 11-13, 16-17 and 20 as being unpatentable over US Patent Publication 2003/0065655, published on April 3, 2003, hereinafter referred to as "Syeda-Mahmood" in view of US Patent 6,986,104, issued on January 10, 2006, hereinafter referred to as "Green."

Responsive to the Examiner, the Applicants herein cancel claims 1-3, 8-9, 11-13, 16-17 and 20 without prejudice. The Applicants are not conceding in this application that those claims are not patentable over the art cited by the Examiner, as the present claim amendments and cancellations are only for facilitating expeditious prosecution of the allowable subject matter noted by the Examiner. The Applicants reserve the right to file one or more continuation applications to continue prosecution of any of the canceled claims. Thus, the present rejection is now moot.

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III. ALLOWABLE SUBJECT MATTER

The Applicants thank the Examiner for indicating that claims 4-7, 14-15 and 18-19 would be allowable if re-written in independent form including all of the limitations of the base claim and any intervening claims and overcoming the rejection under 35 U.S.C. § 112 of claim 2. Responsive to the Examiner, the Applicants herein amend claims 4-7, 14-15 and 18-19 to include all of the limitations of the respective independent claims and all additional intervening claims. In addition, the Applicants believe that the rejection of claim 2 under 35 U.S.C. § 112 is overcome, as discussed above in section I. As such, the Applicants respectfully submit that claims 4-7, 14-15 and 18-19 are now in condition for allowance and request the objection be withdrawn.

CONCLUSION

Thus, the Applicants submit that all of these claims now fully satisfy the requirements of 35 U.S.C. § 103. Consequently, the Applicants believe that all these claims are presently in condition for allowance. Accordingly, both reconsideration of this application and its swift passage to issue are earnestly solicited.

If, however, the Examiner believes that there are any unresolved issues requiring the maintenance of the present final action in any of the claims now pending in the application, it is requested that the Examiner telephone Mr. Kin-Wah Tong, Esq. at (732) 530-9404 so that appropriate arrangements can be made for resolving such issues as expeditiously as possible.

Respectfully Submitted,

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